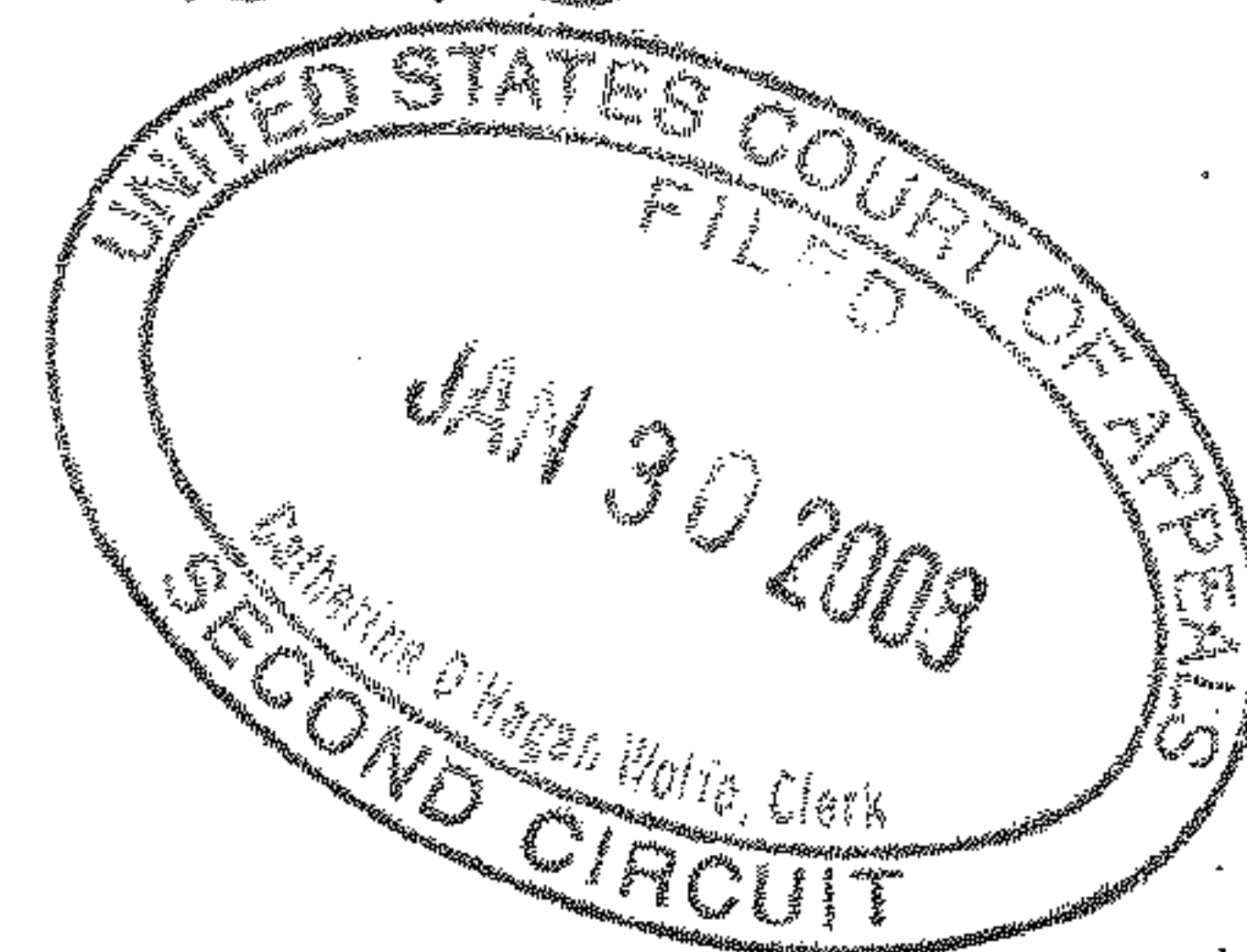


MANDATE

SDNYINNY
04-cv-1773
BATTIS



**UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

**IN RE: AMERICAN EXPRESS
FINANCIAL ADVISORS
SECURITIES LITIGATION**

MASTER FILE: 07-3502-cv

STIPULATION OF DISMISSAL

The undersigned hereby stipulate that the above-captioned appeal is hereby
withdrawn with prejudice, without costs, and without attorneys' fees pursuant to Rule
42(b) of the Federal Rules of Appellate Procedure.

Appellants Earl Wells,
James J. and Beverley Hardy,
Tom Reese, Norman and Delirus Palmer,
By their attorney,

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Appellees Class Plaintiffs,
By their attorney,

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SO ORDERED

Dated: Jan. 30, 2008

FOR THE COURT
Catherine O'Hagan Wolfe, Clerk of Court
By
Stanley A. Bass, Staff Counsel

A TRUE COPY
Catherine O'Hagan Wolfe, Clerk
by
DEPUTY CLERK

CERTIFIED:

1/31/08